

REMARKS

Under the present application, an Amendment submitted on January 28, 2005 was not entered. A Request for Continued Examination is filed herein with an Amendment.

Claims 1 and 4-6 were rejected under 35 U.S.C. §102(b) as being anticipated by *Sakimoto et al.*

Claim 1 has been amended herein to recite:

" ... comprising, a coating, wherein the coating is only hydrogenated fat formed on an inorganic feed supplement ... ".

The amended claim was discussed with Examiner Donovan in a telephone conversation on March 7, 2005. It is believed that the amended claim is in conformity with the requirements of 35 U.S.C. 112, 2d paragraph.

Support for this amendment is found in the specification on pages 3, lines 8-9,13-16 and page 4, lines 1-3. The specification discloses the hydrogenated fat heated to approximately 180°F and applied under pressure to the feed supplement without any other materials being placed in the fat or applied to the feed supplement. The fat must solidify as fast as possible after being sprayed on the feed supplement. Most unsaturated fats melt or liquify in the range of 90°-110°F. The fat used by *Stringer et al* liquifies at 110°-140°F (column 2, lines 57-59) and is then mixed with farinaceous or proteinaceous material. The coating used by *Sakimoto et al* is a copolymer of cyclopentadiene and an unsaturated fatty acid oil which undergoes oxidative polymerization and is connected to a cross-linked reticular superpolymer (column 2, lines 55-62). The coating is a product of a chemical reaction of the unsaturated fatty acid oil with other materials (column 3, line 20 to column 4, line

64). Thus, the coating of *Sakimoto et al* is chemically and physically different from the hydrogenated fat claimed by the applicant.

It is submitted that none of the cited references disclose every element as recited in amended claim 1.

It is further submitted that the arguments presented in the Amendment of September 20, 2004 are applicable and should be given full consideration.

New claim 14 has been inserted herein which recites the hydrogenated fat becomes liquid at 180°F. Support for the claim is in the specification on page 3, lines 13-14. As noted above, this liquification temperature allows the sprayed liquid fat to solidify rapidly on the particles and provide a coating which is economical to prepare. It is submitted that the cited references do not suggest nor disclose hydrogenated fat for a coated feed supplement having this liquification temperature.

Enclosed herewith is a Declaration from the inventor which provides background on animal feed supplements and the importance of the coated animal feed supplement to farmers, cattlemen and the dairy industry. The Declaration further sets forth some of the unexpected results which are obtained with the animal feed supplements of the present invention.

For the above-stated reasons, allowance of claim 1 and claims 4-6 and 14 dependent therefrom, is respectfully requested.

It appears that all matters have been addressed satisfactorily, and that the case is now in condition for a complete allowance; and the same is respectfully urged.

However, if the Examiner has any comments or questions, or has any suggestions as per MPEP 707.07 (d) and (j), for putting the case in condition for final allowance, she is respectfully

urged to contact the undersigned attorney-of-record at the telephone number below, so that an expeditious resolution may be effected and the case passed to issue promptly.

Respectfully submitted,

March 9, 2005

Date

Robert M. Gamson

Robert M. Gamson

Reg. No. 32,986

Attorney for Applicant

ARMSTRONG, KRATZ, QUINTOS,
HANSON & BROOKS, LLP
Intellectual Property Law Offices
502 Washington Avenue, Suite 220
Towson, MD 21204
Telephone: (410) 337-2295
Facsimile: (410) 337-2296

RMG/chb
Enclosure

C:\Corel\Office9\WPWin9\Carolyn\amend\03178amd3.wpd

CERTIFICATE OF TRANSMITTAL

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: March 9, 2005

Express Mail Label No. EV539041668US

By: Carolyn H. Bates

Carolyn H. Bates